

Newstead Town Board Meeting- October 25, 2004

A Public Hearing was called to order by the Newstead Town Board on Monday, October 25, 2004 at the Newstead Town Hall at 7:50PM.

Present: Gerald F. Summe, Supervisor
Tom George- Councilman
Joan Glor- Councilwoman
Harold L. Finger- Councilman
Scott Chaffee- Councilman
Jim Ebersole- Highway Supt.
Fred Pask- Assessor
Christine Falkowski- Building Administrator
Andrew Casolini- Town Engineer
Nathan Neill- Town Attorney
Dawn Izydorczak- Town Clerk
Kathleen McLeod Lang- Deputy Town Clerk

Supervisor Summe called the public hearing on the Preliminary Budget for 2005 to order.

The Clerk read the proof of publication.

The Supervisor explained the general changes over last year's budget.

Comments:

Don Caple, 6860 Maple Rd, questioned whether Supervisor is a part-time or full-time job, what the salary increase has been and why the public was not asked if the position should be changed to full-time. He stated he is against the budget. The Supervisor addressed all of his concerns and reminded everyone that when he ran for the position it was on the premise that it would be and needs to be a full time job.

Mary Wukman, 12474 Main Rd, stated she feels the pay for the Supervisor, Councilman, Town Clerk, and Highway Superintendent are too high and that elected officials should volunteer their time, not be paid. She also questioned what the raises have been recently. The Supervisor and Board members addressed her concerns and explained that all town employees received cost of living increases. The percentages over the last three years were 2.5% in 2003, 2% in 2004, and for the 2005 budget 3%.

There being no further discussion a motion was made by Councilwoman Glor, seconded by Councilman George to close the public hearing on the 2005 Preliminary Budget at 8:20pm.

A regular meeting of the Town Board was called to order at 8:20pm with all the same members present as above.

Roll Call was taken with all board members present.

Don Caple led the pledge to the flag.

Minutes from the previous regular board meeting held on October 11, 2004 were presented for approval. A motion was made by Councilman Finger, seconded Councilwoman Glor to approve as presented. Carried Unanimously

Communications – The Town Clerk presented the following:

An announcement from State Comptroller Alan Hevesi's office regarding a teleconference entitled "Using Accountability to Build Public Trust" which will be held October 26th at 6:15pm at the Erie County CCE, 21 S. Grove St., East Aurora, NY. Anyone interested in attending can see the Town Clerk.

The Quarterly Report for BFI from 7/1/04 – 9/30/04 was received showing 1,691+/- residential units were collected for a total of 564.15+/- tons of solid waste collected and 112.26 tons of co-mingled recyclables.

A motion was made by Councilman George, seconded by Councilman Chaffee to receive and file correspondence as presented. Carried Unanimously

Work Session: Supervisor Summe reported that at work session held on October 18, 2004 the following items were discussed: Rt. 5 re-zoning, teamsters health benefits, water district #10, new town hall project, update on Sheriff's patrols and snowplow contract, Peter & Sharon Latka issue, Senior Center, and the refuse contract, as well as other issues.

Privilege of the Floor –Sheriff Patrick Flynn was in attendance. He was opened to questions on the County Executives proposal for police services. The Supervisor thanked the Sheriff and stated the town appreciated their service and that the patrol is needed, it is not a luxury. The Sheriff reported under the County Executives plan the cost for Newstead would be \$389,000/year and Village of Akron \$287,000/year. The Sheriff's Annual Budget averages \$70million per year and they feel the NYS Police do not have sufficient man power to pick-up the slack. Don Caple, 6860 Maple Rd., told the Sheriff that he sees a number of Village and NYS Trooper police cars and patrols everyday locally and does not believe we need the Sheriff Patrols.

Approval of Bills -Councilwoman Glor reported that the Abstract from Batch #328 & 329 from the October 11, 2004 meeting has been reviewed with the previously UN-audited vouchers and everything was found in order. She presented Abstract Batch #332 & 333. Vouchers on these abstracts numbered 1110-1123,1124-1127, 1127-1167 totaling \$141,133.77 and were presented for payment approval by Councilwoman Glor, seconded by Councilman Finger to approve payment.

Abstract Batch 332 & 333:

General Fund (A) -\$12,054.22, Fund (B) \$150.00, Highway (DA) -\$0, Highway: Outside Village (DB) \$10,514.51, Capital Projects- WD#5-Phase II (HC) \$0, CAP-Senior Center (HF)- \$0, Sewer Dist. #2 (HJ)- \$0, CAP- Library Fund (HE)-\$0, CAP-WD#10 (HI)- \$84,132.10, CAP- Town Hall (HK)- \$14,168.50, Fire Protection (SF) \$0, Refuse (SR) \$0, Sewer Fund (SS) \$33.52, Sewer District #2 (SS02)- \$2,560.80, and Water Districts (SW1) \$5,775.00, (SW2) \$0, (SW3) \$11,709.81, (SW4) \$0, (SW5) \$24.09, (SW6) \$0, (SW7) \$0, (SW7A) \$7.26, (SW8) \$0, (SW9) \$0, (SW10) \$3.96, Trust & Agency (TA) \$0, Totaling \$141,133.77 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway –The field hockey team has stopped using park field and they are shutting down the building for winter. They are getting equipment ready for winter with 2025 tons of salt mixed. Trees are all removed at New Town Hall, grinding a few stumps remains. The cost of fuel went from \$1.13 to \$1.61/gal and delivery costs of salt orders are rising every week. Attended Superintendent meeting with Councilman George as guest speaker and he did a very good job.

Assessor –Knee surgery scheduled for Nov.3rd. Cert Cases coming up and he will leave info and instructions for Rebecca Baker.

Building Office –the following building report was presented by the Building Administrator Christine Falkowski:

Robert & Alice Bemis	12116 Buckwheat Rd	Windows & Siding
Everand C Hayes II	12250 McNeeley Rd	Single Family Home
Kevin D. Stoldt	12834 Dorsch Rd	Single Family Home
Peter & Lois Henley	5191 South Newstead Rd	Block Wall (Address Marker)
William & Linda Swader	6748 Cedar St	2nd Floor Sun Porch
Tim Piechocki	12566 Lesswing Rd	Shed/Oversized Barn
Rich Campbell	8228 Cedar Street	Pole Barn/Porch
Doug Hendershott	13015 Main Rd	Subway Restaurant
John Thering	12227 Main Rd	Storage Shed
Marge Wideman	Hunts Corners Rd	Pole Barn

Faith Fellowship Church
Everand C Hayes II

114787 Main Rd
12250 McNeeley Rd

Addition
Pipe Permit

A motion was made by Councilman Finger, seconded by Councilwoman Glor to accept and approve the Building Report as presented. Carried Unanimously

Councilwoman Glor questioned why there has been no Zoning Report lately. Christine will inform Zoning Officer of request.

Town Clerk- Presented the Dog Control Officers report for September 2004. The majority of tax collection is complete and funds have been turned over to the school districts. Working on Election Day and gearing up for the town hall move.

Attorney for the Town – Access way easements to water tank site in process.

COUNCILPERSONS

Chaffee –Licensing plumbers in the town is currently under review.

George –Nothing at this time

Glor –Nothing at this time

Finger-He has been working on Senior Center issues, fall clean-ups and winter clean up preparations for all buildings.

SUPERVISOR – The September Supervisors Report is on file with the Town Clerk for inspection.

UNFINISHED BUSINESS

Water District #10/Water Tank-Discussed Cedar St. homes north of Kirby and Kirby Rd homes requests. Water tank info available over next few days.

Town Wide Drainage-Negative Declaration is in, with more to discuss next Monday.

Town Hall Project- Progressing along. 2/3 of building studded, HVAC is in and rough plumbing done, trees are down. Preliminary design on Handicapped Accessibility is done and ready for budget comparison.

Route 5 Zoning-Nothing at this time

Other- nothing

NEW BUSINESS:

Support of Sheriff Patrols- No Funding:

A motion was made by Councilman Chaffee, seconded by Councilman George supporting Sheriff Gallivan's opposition to the County Executives Plans for police services and opposing the County proposal for any additional funding for services from local municipalities.

(Resolution Attached) Ayes-5 Nays- 0 Carried Unanimously

Adoption- Route 5 Overlay Zones

A motion was made by Councilman George, seconded by Councilwoman Glor approving the proposed design guidelines for commercial overlay zones for the Route 5 corridor and adopting the new commercial guidelines overlay zones.

(Resolution Attached) Ayes-5 Nays-0 Carried Unanimously

CDBG Project Funding Approval:

A motion was made by Councilwoman Glor, seconded by Councilman Finger authorizing the Supervisor to sign the request for CDBG funds to the Community Development Consortium for 2005 and ranking the Rural Van Service project number one.

(Resolution Attached) Ayes-5 Nays-0 Carried Unanimously

American Ref-fuel Settlement:

A motion was made by Councilman Finger, seconded by Councilwoman Glor authorizing the Supervisor to sign the Settlement Agreement with American Ref-fuel resulting from pending litigation.

Councilman Chaffee-Aye Councilman George-Aye Councilwoman Glor- Aye
Councilman Finger-Aye Supervisor Summe- Aye
Ayes- 5 Nays-0 Carried Unanimously

Hearts and Hands Lease Renewal:

A motion was made by Councilman Chaffee , seconded by Councilman George approving the renewal of the lease agreement with Hearts and Hands at the Newstead Community Building.

Ayes-5 Nays-0 Carried Unanimously

Special Meeting- Water Tank Design:

A motion was made by Councilman George, seconded by Councilman Chaffee to approve calling a Special Meeting of the Town Board on November 1, 2004 at 7:30pm for the purpose of accepting the proposal on the water tank design.

Ayes-5 Nays-0 Carried Unanimously

Question Period-No one spoke

There being no further business to come before the board a motion was made by Councilwoman Glor, seconded by Councilman George to adjourn the meeting at 8:57 PM

Carried Unanimously

Respectfully Submitted,

Dawn D. Izydorczak,
Town Clerk